

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1001 be amended to read as follows:

- 1 Page 94, line 36, after "(e)" insert "**This subsection applies only to**
2 **townships in a county that has not consolidated the financing of**
3 **township assistance in the county under IC 12-20-29.**".
4 Page 95, between lines 14 and 15, begin a new paragraph and insert:
5 **"(f) A county that has consolidated the financing of township**
6 **assistance in the county under IC 12-20-29 shall prepare a budget**
7 **and levy a tax for the financing of township assistance in the**
8 **county in accordance with IC 12-20-29.**".
9 Page 216, between lines 16 and 17, begin a new paragraph and
10 insert:
11 "SECTION 205. IC 12-20-20-2, AS AMENDED BY P.L.73-2005,
12 SECTION 92, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
13 JULY 1, 2008]: Sec. 2. **(a) This section applies only in a county that**
14 **has not consolidated the financing of township assistance in the**
15 **county under IC 12-20-29.**
16 ~~(a)~~ **(b)** If money is not available for the payment of township
17 assistance claims under section 1 of this chapter, the township board
18 shall appeal to borrow money under IC 12-20-24.
19 ~~(b)~~ **(c)** This subsection does not apply to a county having a
20 consolidated city. If the township board does not appeal to borrow
21 money under IC 12-20-24 or if an appeal fails, the board of
22 commissioners may borrow money or otherwise provide the money. If
23 the county commissioners determine to borrow the money or otherwise
24 provide the money, the county fiscal body shall promptly pass

necessary ordinances and make the necessary appropriations to enable this to be done, after determining whether to borrow money by any of the following:

- (1) A temporary loan against taxes levied and in the process of collection.
- (2) The sale of county township assistance bonds or other county obligations.
- (3) Any other lawful method of obtaining money for the payment of township assistance claims.

~~(c)~~ (d) This subsection applies only to a county having a consolidated city. If a township board does not appeal to borrow money under IC 12-20-24 or if an appeal fails, the board of commissioners shall borrow money or otherwise provide the money. The county fiscal body shall promptly pass necessary ordinances and make the necessary appropriations to enable this to be done, after determining whether to borrow money by any of the following methods:

- (1) A temporary loan against taxes levied and in the process of collection.
- (2) The sale of county township assistance bonds or other county obligations.
- (3) Any other lawful method of obtaining money for the payment of township assistance claims.

SECTION 206. IC 12-20-21-1.1 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: **Sec. 1.1. This chapter applies only in a county that has not consolidated the financing of township assistance in the county under IC 12-20-29.**

SECTION 207. IC 12-20-24-0.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: **Sec. 0.5. This chapter applies only in a county that has not consolidated the financing of township assistance in the county under IC 12-20-29.**

SECTION 208. IC 12-20-25-34, AS AMENDED BY P.L.73-2005, SECTION 135, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: Sec. 34. The financial plan adopted under section 33 of this chapter may include the following:

- (1) The adoption in the current year of:
 - (A) the county adjusted gross income tax at a rate allowed by IC 6-3.5-1.1; or
 - (B) the county option income tax at a rate not to exceed one percent (1%);
 to be distributed as provided in this chapter. The adoption of either county income tax under this chapter is in addition to the county adjusted gross income tax or the county option income tax that may already be in effect in the county.
- (2) The payment of township assistance with county money.

(3) The elimination or reduction of township assistance services not required under this article.

(4) County consolidation of township assistance financing under IC 12-20-29.

SECTION 209. IC 12-20-29 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]:

Chapter 29. County Consolidation of Township Assistance Financing

Sec. 1. (a) The fiscal body of a county may adopt an ordinance to consolidate the financing of township assistance in the county.

(b) Sections 2 through 6 of this chapter apply only to a county that has adopted an ordinance under subsection (a).

Sec. 2. The fiscal body of a county may repeal an ordinance adopted under section 1 of this chapter.

Sec. 3. (a) The trustee of each township in the county shall estimate the amount necessary to meet the cost of township assistance in the township for the ensuing calendar year and deliver the estimate to the county auditor.

(b) The county auditor shall estimate the amount necessary to meet the cost of township assistance in the county for the ensuing calendar year. The county auditor's estimate under this section must incorporate the estimates of the township trustees furnished to the county auditor under subsection (a). In addition, the county auditor's estimate must include the following:

(1) Amounts necessary for the rehabilitation of a distressed township (as defined in IC 12-20-25-4) in the county.

(2) Amounts necessary for expenses incurred in the townships of the county under IC 20-30-4.

(c) A county shall adopt with the county budget a tax rate sufficient to meet the estimated cost of township assistance throughout the county. The taxes collected as a result of the tax rate adopted under this subsection are credited to the consolidated township assistance fund.

Sec. 4. The county treasurer of a county that adopts an ordinance under section 1 of this chapter shall establish a consolidated township assistance fund to receive revenue derived from the levy authorized under section 3 of this chapter.

Sec. 5. (a) The county auditor shall disburse money as needed from the consolidated township assistance fund to a trustee of a township in the county as the administrator of township assistance for credit to the township assistance fund.

(b) The county auditor may establish a procedure for township trustees to submit requests for additional money for township assistance.

Sec. 6. A county may borrow money to meet the needs of township assistance in the county that exceed the amounts collected

1 **from the taxes levied under section 3 of this chapter. The term of**
 2 **a loan authorized under this section may not exceed five (5) years.**

3 SECTION 210. IC 12-30-4-10, AS AMENDED BY P.L.73-2005,
 4 SECTION 162, IS AMENDED TO READ AS FOLLOWS
 5 [EFFECTIVE JULY 1, 2008]: Sec. 10. **(a) This subsection applies**
 6 **only in a county that has not consolidated the financing of township**
 7 **assistance in the county under IC 12-20-29. The:**

8 (1) county council shall appropriate; and

9 (2) ~~the~~ board of commissioners in each county shall advance;
 10 to the township trustees as the administrators of township assistance
 11 the money necessary for the relief and burial of the indigent in each
 12 township, which shall be accounted for and repaid to the county
 13 treasurer as provided in section 11 of this chapter.

14 **(b) This subsection applies only in a county that has**
 15 **consolidated the financing of township assistance in the county**
 16 **under IC 12-20-29. The county auditor shall disburse to the**
 17 **township trustees as administrators of township assistance the**
 18 **money necessary for the relief and burial of the indigent in each**
 19 **township, as provided under IC 12-20-29.**

20 SECTION 211. IC 12-30-4-11, AS AMENDED BY P.L.73-2005,
 21 SECTION 163, IS AMENDED TO READ AS FOLLOWS
 22 [EFFECTIVE JULY 1, 2008]: Sec. 11. **(a) This section applies only**
 23 **in a county that has not consolidated the financing of township**
 24 **assistance in the county under IC 12-20-29.**

25 ~~(a)~~ **(b)** Each township trustee as the administrator of township
 26 assistance shall pay to the county the amount fixed for each individual
 27 admitted into the county home or other charitable institution from the
 28 township, except those otherwise able to pay the cost of their care from
 29 their own resources or from other assistance awards. Except as
 30 provided in subsection ~~(b)~~; **(c)**, the amount that may be charged to the
 31 township may not exceed one hundred dollars (\$100) per month per
 32 individual.

33 ~~(b)~~ **(c)** This subsection applies to a county having a population of
 34 more than four hundred thousand (400,000) but less than seven
 35 hundred thousand (700,000). The amount charged the township per
 36 individual may not exceed forty-eight dollars (\$48) per month or
 37 twelve dollars (\$12) per week.

38 ~~(c)~~ **(d)** Each township shall levy a tax sufficient to meet those
 39 expenses.

40 ~~(d)~~ **(e)** Payment and settlement shall be made in July and December

- 1 of each year for the preceding year."
- 2 Renumber all SECTIONS consecutively.
(Reference is to HB 1001 as printed January 17, 2008.)

Representative Avery